PATENT APPLICATION

Docket No: 15436.269.1

## DECLARATION, POWER OF ATTORNEY, AND PETITION

We,

(1) Name:

Steve Wang

Address:

1818 Libretto Court

San Jose, California 95131

Citizenship:

**USA** 

(2) Name:

Xuejun Lu

Address:

1290 Beethoven Common #201

Fremont, California 94538

Citizenship:

China

(3) Name:

Frank Levinson

Address:

4337 Renaissance Drive, #116

San Jose, CA 95134

Citizenship:

USA

declare: that our citizenship, residence address, and post office address are as set forth above; that we verily believe we are the original, first, and joint inventors of the subject matter of the invention or discovery entitled AN INTEGRATED VARIABLE OPTICAL ATTENUATOR for which a patent is sought and which is described and claimed in the application attached hereto; that we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to herein; and that we acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Section 1.56(a) of Title 37 of the Code of Federal Regulations.

We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are

punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

We hereby appoint as our attorneys and/or patent agents all attorneys and/or patent agents listed under the following Customer Number, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

All correspondence and telephonic communications should be directed to:

Eric Maschoff WORKMAN NYDEGGER 1000 Eagle Gate Tower 60 East South Temple Salt Lake City, Utah 84111 Telephone: (801) 533-9800

Facsimile: (801) 328-1707

Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, declaration, power of attorney, and this petition.

DATED this 28 day of  $N_{ov}$  , 2003.

Inventor:

Steve Wang 1818 Libretto Court

San Jose, California 95131

DATED this 8th day of December, 2003.

Inventor:

Xuejun Lu 1290 Beethoven Common #201 Fremont, California 94538

DATED this	2[ day of _	Januar	,, 200 <b>3</b> .
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Inventor:

4337 Renaissance Drive, #116 San Jose, CA 95134

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